

GRAYDON FELLOWS  
(Appellant)

v.

H.O. BOUCHARD, INC.  
(Appellee)

and

CROSS INSURANCE TPA, INC.

Argued: September 21, 2017  
Decided: October 10, 2017

PANEL MEMBERS: Administrative Law Judges Collier, Pelletier, and Stovall  
BY: Administrative Law Judge Pelletier

[¶1] Graydon “Sam” Fellows appeals from a decision of a Workers’ Compensation Board administrative law judge (*Elwin, ALJ*) denying his Petitions for Payment of Medical and Related Services. The ALJ found that Mr. Fellows had not proven entitlement to payment for a spinal cord stimulator that Mr. Fellows claimed was reasonable and necessary treatment for his work-related left leg, ankle, and heel injuries.

[¶2] Contrary to Mr. Fellows’s contentions, the ALJ did not err when concluding that his need for his spinal cord stimulator was not related to his work injuries. In support of her conclusion, the ALJ noted that Mr. Fellows had not presented a persuasive medical opinion to support his burden of proof. Her factual

findings were supported by competent evidence, and her application of the law to those facts was neither arbitrary nor without rational foundation. *See Moore v. Pratt & Whitney Aircraft*, 669 A.2d 156, 158 (Me. 1995).

The entry is:

The administrative law judge's decision is affirmed.

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Any party in interest may request an appeal to the Maine Law Court by filing a copy of this decision with the clerk of the Law Court within twenty days of receipt of this decision and by filing a petition seeking appellate review within twenty days thereafter. 39-A M.R.S.A. § 322 (Supp. 2016).

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Attorney for Appellant:  
Benjamin K. Grant, Esq.  
McTEAGUE HIGBEE  
P.O. Box 5000, 4 Union Park  
Topsham, ME 04086-5000

Attorney for Appellee:  
Joshua E. Birocco, Esq.  
TUCKER LAW GROUP  
P.O. Box 696  
Bangor, ME 04402